

In re the application of:

Inventor(s)

Yoshiyuki SHITAYA

Serial Number

09/544,202

Filed

April 7, 2000

For

METHOD OF CONTROLLING COMMUNICATIONS AMONG

ELECTRONIC DEVICES, CONSTRUCTION MACHINE USING THIS METHOD, AND ELECTRONIC CIRCUIT OF

CONSTRUCTION MACHINE

Examiner

Andrew W. Wahba

RECEIVED

Group Art Unit

: 2661

AUG 0 2 2004

NOTICE OF APPEAL

Technology Center 2600

The Honorable Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

July 28, 2004

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the examiner's decision in the final Office action mailed January 29, 2004, finally rejecting claims 4-6. The Official action set forth a three-month period for response, and a Petition for Three-Month Extension of Time is attached hereto, making this Notice of Appeal due on or before June 29, 2004. A check in the amount of THREE HUNDRED THIRTY DOLLARS (\$330.00) for the notice of appeal fee is attached hereto.

In the event that this paper is not timely filed, applicant hereby petitions for an appropriate extension of time. The Commissioner is hereby authorized to charge the fee therefor, as well as any deficiency in the payment of the required fee(s) or credit any overpayment, to our deposit account No. 22-0256.

07/29/2004 JBALINAN 00000005 09544202

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Respectfully submitted, VARNDELL & VARNDELL, PLLC (Formerly Varndell Legal Group)

R. Eugene Varndell, Jr. Registration No. 29,728

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